

DARRELL J. HARPER #1957729 §
v. § CIVIL ACTION NO. 6:16cv1184
DIRECTOR, TDCJ-CID §

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Harper filed objections to the Report arguing that the sanctions imposed by the Fifth Circuit are “indisputably meritless” because the sanctions imposed by the Fifth Circuit uphold racism and violate the Civil Rights Act of 1964. Harper’s objections have no basis in law or fact.

The Court has conducted a careful *de novo* review of those portions of the Magistrate Judge’s proposed findings and recommendations to which the Plaintiff objected. *See* 28 U.S.C. §636(b)(1) (district judge shall “make a *de novo* determination of those portions of the report or specified proposed findings or recommendations to which objection is made.”) Upon such *de novo* review, the Court has determined that the Report of the Magistrate Judge is correct and the Plaintiff’s objections are without merit. It is accordingly

ORDERED that the Petitioner’s objections are overruled and the Report of the Magistrate Judge (docket no. 5) is **ADOPTED** as the opinion of the District Court. It is further

ORDERED that the above-styled petition for the writ of habeas corpus is **DISMISSED WITH PREJUDICE** as barred by sanctions previously imposed upon Harper by the Fifth Circuit Court of Appeals, except that Harper may refile his petition in the event that he obtains permission from the Fifth Circuit to do so. It is further

ORDERED that the Petitioner Darrell Harper is **DENIED** a certificate of appealability *sua sponte*. Finally, it is

ORDERED that any and all motions which may be pending in this action are hereby **DENIED**.

So **ORDERED** and **SIGNED** this **1** day of **November, 2016**.



Ron Clark, United States District Judge